U.S. Patent and

U.S. Patent and demark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

| OFFEE TRANSMITTAL | Applicatio |
|---|-------------|
| | Filing Date |
| SEP 2 7 2001 | First Name |
| Patent sees are subject to annual revision. | Examiner |

Application Number 09/833,017

Filing Date April 10, 2001

First Named Inventor Dennis CVITKOVITCH, et al.

Examiner Name Not Yet Assigned

Group Art Unit 1889-00401

Complete if Known

OTAL AMOUNT OF PAYMENT \$ 1,254.00

| METHOD OF PAYMENT | FEE CALCULATION (continued) | | | | | |
|--|---|-------------|------------|---------|--|----------|
| 1. The Commissioner is hereby authorized to charge | 3 41 | DITI | ONAI | FFF | C . | |
| indicated fees and credit any overpayment to: | 3. ADDITIONAL FEES Large Entity Small Entity | | | | | |
| Deposit Account Number: 03-2769 | | Fee | Fee | Fee | Fee Description | |
| Deposit Account Name: Conley, Rose & Tayon, P.C. Charge Any Additional Fee Required | | e (\$) | Code | | ree Besenption | Fee Paid |
| Under 37 CFR 1.16 and 1.17 | 105 | 130 | 205 | 65 | Surcharge - late filing fee or oath | \$65.00 |
| Applicant claims small entity status. | 127 | 50 | 227 | 25 | Surcharge - late provisional filing | ****** |
| See 37 CFR 1.27 | | | | | fee or cover sheet | \$ |
| | 139 | 130 | 139 | 130 | Non-English specification | \$ |
| 2. Payment Enclosed: | 147 | 2,520 | 147 | 2,520 | For filing a request for ex parte | |
| ☐ Check ☐ Credit Card ☐ Money ☐ Other | 112 | 020* | 112 | 0204 | reexamination | \$ |
| Order | 112 | 920* | 112 | 9201 | Requesting publication of SIR prior to Examiner action | • |
| 0.400 | 113 | 1,840* | 113 | 1 840+ | Requesting publication of SIR after | \$ |
| EEE CALCIU ATION | | 1,040 | 113 | 1,040 | Examiner action | \$ |
| FEE CALCULATION | 115 | 110 | 215 | 55 | Extension for reply within first month | \$ |
| 1. BASIC FILING FEE | 116 | 390 | 216 | 195 | Extension for reply within second month | \$195.00 |
| Large Entity Small Entity | 117 | 890 | 217 | 445 | Extension for reply within third month | \$ |
| Fee Fee Fee Fee Description | 118 | 1,390 | 218 | 695 | Extension for reply within fourth month | \$ |
| Code (\$) Code (\$) Fee Paid | 128 | 1,890 | 228 | | Extension for reply within fifth month | \$ |
| 101 710 201 355 Utility filing Fee \$355.00 | 119 | 310 | 219 | 155 | Notice of Appeal | \$ |
| 106 320 206 160 Design filing fee \$ | 120 121 | 310 270 | 220 221 | 155 | Filing a brief in support of an appeal | \$ |
| 107 490 207 245 Plant filing fee \$ 108 710 208 355 Reissue filing fee \$ | 138 | 1,510 | 138 | | Request for oral hearing Petition to institute a public use | \$ |
| | 136 | 1,510 | 130 | 1,510 | proceeding | S |
| 114 150 214 75 Provisional filing fee \$ | 140 | 110 | 240 | 55 | Petition to revive - unavoidable | \$ |
| SUBTOTAL (1) \$355.00 | 141 | 1,240 | 241 | | Petition to revive - unintentional | \$ |
| SUBTOTAL (1) \$355.00 | 142 | 1,240 | 242 | | Utility issue fee (or reissue) | \$ |
| | 143 | 440 | 243 | | Design issue fee | \$ |
| 2. EXTRA CLAIM FEES | 144 | 600 | 244 | | Plant issue fee | \$ |
| Fee from | 122 | 130 | 122 | | Petitions to the Commissioner | \$ |
| Extra Claims below Fee Paid | 123 126 | 50 180 | 123 126 | | Petitions related to provisional applications | \$ |
| Total Claims 48 $-20 = 28 \times 9.00 = 504.00 | 581 | 40 | 581 | | Submission of Information Disclosure Stmt | \$ |
| Independent 2 3 = 0 x $40.00 = $ \$ | 301 | 70 | 201 | 40 | Recording each patent assignment per property (times number of properties) | S |
| Claims | 146 | 710 | 246 | 355 | Filing a submission after final rejection | J |
| Multiple Dependent 135.000 = \$ 135.00 | 1 | | | | (37 CFR § 1.129(a)) | s |
| | . 149 | 710 | 249 | 355 | For each additional invention to be | |
| Large Entity Small Entity | | | | | examined (37 CFR § 1.129(b)) | \$ |
| Fee Fee Fee Fee Description | 179 | 710 | 279 | 355 | Request for Continued Examination (RCE) | \$ |
| Code (\$) Code (\$) | 169 | 900 | 169 | | Request for expedited examination | |
| 103 18 203 9 Claims in excess of 20 | 0.1 | . , | | | of a design application | \$ |
| 102 80 202 40 Independent Claims in excess of 3 | Other | r fee (spec | city) | | | \$ |
| 104 270 204 135 Multiple dependent claim, if not paid | 45. | | | | OLIDMOM () | |
| 109 80 209 40 ** Reissue independent claims | *Reduced | by Basic | Filing F | ee Paid | SUBTOTAL (3) | \$260.00 |
| over original patent | | | | | | |
| 110 18 210 9 ** Reissue claims in excess of 20 | | | | | | |
| and over original patent | | | | | | |
| CLIDTOTAL (2) 00000 | | | | | | |
| SUBTOTAL (2) \$639.00 | | | | | | |
| ** or number previously paid, if greater; For Reissues, see above | | | | | | |
| | | | | | | |
| | | | | | | |

| SUBMITTED BY Complete (if applicable) | | | | | |
|---------------------------------------|------------------------------------|-----------------------------------|--------|-----------|--------------------|
| Name (Print/Type) | CAROL G. MINTZ CONLEY ROSE & TAYON | Registration No. (Attorney/Agent) | 38,561 | Telephone | (713) 238-8000 |
| Signature | Carl G. M | lint2 | | Date | September 17, 2001 |

WARNING: Information on this form may become on this. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, D.C. 20231.

Please the a plus sign (+) inside this box +

#3

Sector & BOX Deg.

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

| respond to a collection of information | on unless it contains a valid OMB control numb |
|--|--|
| Application Number | 09/833,017 |
| Filing Date | April 10, 2001 |
| First Named Inventor | Dennis CVITKOVITCH |
| Group Art Unit | 1642 |
| Examiner Name | * |
| Attorney Docket Number | 1889-00401 |

| ENCLOSURES (check all that apply) | | | | |
|---|---|---|---|--|
| □ Fee Transmittal Form □ Fee Attached □ Amendment/Reply □ After Final □ Affidavits/declaratio □ Extension of Time Requestion □ Express Abandonment Retermined Copy of Priority □ Certified Copy of Priority □ Response to Missing Parts Incomplete Application □ Response to Missing under 37 CFR 1.52 of | on(s) st equest extement Document(s) s/ | COSURES (check all that app Assignment (for an application) Drawing(s) Licensing-related Papers Petition Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) Remarks | After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below): Declaration, Power of Attorney, Sequence Listing Statement, Sequence Listing Diskette and Sequence List Paper Copy, and Acknowledgement Postcard | |
| <u>_</u> . | | | | |
| SIGN | ATURE O | F APPLICANT, ATTORNEY | , OR AGENT | |
| Firm Or Individual Name CAROL G. MINTZ CONLEY ROSE & TAYON Signature Caul J. Mintz Date September 17, 2001 | | | | |
| | | | | |
| CERTIFICATE OF MAILING | | | | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: September 1/2, 2001. | | | | |
| Typed or Printed Name | Cathy Lamb | | | |
| Signature | Cathe | Jamb Date | September | |
| | | | | |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, D.C. 20231.



Unite**d S**tates Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE

WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/833.017

04/10/2001

Dennis Cvitkovitch

1889-00401CM

CGM

CONLEY ROSE & TAYON, P.C. P. O. BOX 3267

HOUSTON, TX 77253-3267

RECEIVED

MAY 2 4 2001

CONFIRMATION NO. 8365

FORMALITIES LETTER

'OC000000006088358'

Date Mailed: 05/17/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

/E001 BABRAKA1 00000061 032769

09833017

FILED UNDER 37 CFR 1.53(b)

355,00 CH 252.00 CH 135.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$902.
 - \$567 for 63 total claims over 20.
 - \$200 for 5 independent claims over 3.
 - \$135 for multiple dependent claim surcharge.
- The oath or declaration is missing.
 - A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1322.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible (see 37 CFR 1.84(o));

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821 (g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE